

NOV 13 2009

PAGE 23 • RCV'D AT 11/13/2009 1:05:14 PM [Eastern Standard Time] • SVR:USPTO-EFXR-032 • DMS:2738300 • CSID: • DURATION (MM:SS):02:00

Non-Compliant Amendment  
(37 CFR 1.121)Application No.  
10/596,991Applicant(s)  
PALACIOS, ANGELArt Unit  
3998

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —  
 Amendment document filed on 31 July, 2009 is considered non-compliant because it has failed to meet the following requirement(s) for the amendment document to be compliant, correction of the following requirement(s) is required.

FOR THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specifications:
  - A. Amended paragraph(s) do not include markings.
  - B. New paragraph(s) should not be underlined.
  - C. Other \_\_\_\_\_
- 2. Abstract:
  - Abstract is presented on a separate sheet. 37 CFR 1.72.
- 3. Amendments to the drawings:
  - The drawings are not properly identified in the top margin as "Replacement Sheet, Amended Sheet as required by 37 CFR 1.121(d).  
Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - B. The practice of submitting proposed drawing corrections as is without any markings, showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - C. Other \_\_\_\_\_
- 4. Amendments to the claims:
  - A. A complete listing of all of the claims is not present.
  - B. The listing of claims does not include the text of all pending claims (including withdrawn claims).
  - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - D. The claims of this amendment paper have not been presented in ascending numerical order.
  - E. Other: See Continuation Sheet.
- 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4); For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

## TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

Applicant is given no new time period if the non-compliant amendment is an after-final amendment or an amendment filed after allowance, or a drawing submission (only) if applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted.

Applicant is given one month, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1 to 4 are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are not available if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Failure to timely respond to this notice will result in:  
 Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or  
 Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Telephone No: (571)272-7017

Legal Instruments Examiner (LIE), if applicable TAMMY ACREE

Part of Paper No. 073109-2